

Calendar No. 54

109TH CONGRESS
1ST SESSION

S. 253

[Report No. 109–39]

To direct the Secretary of the Interior to convey certain land to the Edward H. McDaniel American Legion Post No. 22 in Pahrump, Nevada, for the construction of a post building and memorial park for use by the American Legion, other veterans' groups, and the local community.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 1, 2005

Mr. REID (for himself and Mr. ENSIGN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

MARCH 14, 2005

Reported by Mr. DOMENICI, with amendments

[Omit the part struck through and insert the part printed in *italic*]

A BILL

To direct the Secretary of the Interior to convey certain land to the Edward H. McDaniel American Legion Post No. 22 in Pahrump, Nevada, for the construction of a post building and memorial park for use by the American Legion, other veterans' groups, and the local community.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Edward H. McDaniel
 5 American Legion Post No. 22 Land Conveyance Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) POST NO. 22.—The term “Post No. 22”
 9 means the Edward H. McDaniel American Legion
 10 Post No. 22 in Pahrump, Nevada.

11 (2) SECRETARY.—The term “Secretary” means
 12 the Secretary of the Interior, acting through the Di-
 13 rector of the Bureau of Land Management.

14 **SEC. 3. CONVEYANCE OF LAND TO EDWARD H. MCDANIEL**
 15 **AMERICAN LEGION POST NO. 22.**

16 (a) CONVEYANCE ON CONDITION SUBSEQUENT.—
 17 Not later than 180 days after the date of enactment of
 18 this Act, subject to valid existing rights and the condition
 19 stated in subsection (c) and in accordance with the Act
 20 of June 14, 1926 (commonly known as the “Recreation
 21 and Public Purposes Act”) (43 U.S.C. 869 et seq.), the
 22 Secretary shall convey to Post No. 22, for no consider-
 23 ation, all right, title, and interest of the United States in
 24 and to the parcel of land described in subsection (b).

1 (b) DESCRIPTION OF LAND.—The parcel of land re-
 2 ferred to in ~~subsection (b)~~ *subsection (a)* is the parcel of
 3 Bureau of Land Management land that—

4 (1) is bounded by Route 160, Bride Street, and
 5 Dandelion Road in Nye County, Nevada;

6 (2) consists of approximately 4.5 acres of land;
 7 and

8 (3) is more particularly described as a portion
 9 of the S $\frac{1}{4}$ of section 29, T. 20 S., R. 54 E., Mount
 10 Diablo and Base Meridian.

11 (c) CONDITION ON USE OF LAND.—

12 (1) IN GENERAL.—Post No. 22 and any succes-
 13 sors of Post No. 22 shall use the parcel of land de-
 14 scribed in ~~section (b)~~ *subsection (b)* for the construc-
 15 tion and operation of a post building and memorial
 16 park for use by Post No. 22, other veterans groups,
 17 and the local community for events and activities.

18 (2) REVERSION.—Except as provided in para-
 19 graph (3), if the Secretary, after notice to Post No.
 20 22 and an opportunity for a hearing, makes a find-
 21 ing that Post No. 22 has used or permitted the use
 22 of the parcel for any purpose other than the purpose
 23 specified in paragraph (1) and Post No. 22 fails to
 24 discontinue that use, title to the parcel shall revert

1 to the United States, to be administered by the Sec-
2 retary.

3 (3) WAIVER.—The Secretary may waive the re-
4 quirements of paragraph (2) if the Secretary deter-
5 mines that a waiver would be in the best interests
6 of the United States.

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